IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

OP.No. 6731 of 2003(B)

PETITIONER:
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1. S.GIRIJA W/O. SUBBARAM, CARDAMOM PLANTER
PANAI PURAM P.O..

2. S.ANANDAN S/O. V.SUBBRAM,
CARDAMOM PLANTER, PANAI PURAM P.O.

BY ADV. SRI.VARGHESE C.KURIAKOSE
SRI.JACOB SEBASTIAN
SRI.PRAVEEN K. JOY
SRI.SANTHARAM.P

RESPONDENTS:

AGRICULTURAL INCOME TAX AND SALES TAX
OFFICER, OFFICER OF AGRICULTURAL INCOME TAX AND
SALES TAX OFFICER, NEDUMKANDAM, IDUKKI

BY GOVERNMENT PLEADER SMT.K.R.DEEPA

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 07/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P.NO.11781/2003 IN O.P.NO.6731/2003

DISMISSED.

7-2-2007 SD/- KURIAN JOSEPH, JUDGE

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. TRUE PHOTOSTAT COPY OF THE NOTICE DATED 10-9-2002

EXT.P2. TRUE PHOTOSTAT COPY OF THE DEMAND NOTICE DATED 10-9-2002

EXT.P3. TRUE PHOTOSTAT COPY OF THE PETITION FILED BEFORE RESPONDENT BY THE PETITIONERS ON 4-1-2003

/ TRUE COPY /

KURIAN JOSEPH, J.

O.P.No.6731 Of 2003

Dated this the 7th day of February, 2007

JUDGMENT

The writ petition is filed with the following prayers:-

1. To call for the records leading to Ext.P1 and P2 notice and to issue a writ of certiorari quashing the same.

2. Issue a writ, order or direction in the nature of mandamus directing the respondent to recover the amount due from Ext.P1 and P2 notice, from the earlier assessee, Smt.G.Sumathi and to keep in abeyance all further proceedings against the petitioner.

3. Issue a writ, order or direction in the nature of mandamus directing the respondent to consider and pass appropriate orders in Ext.P3 petition within a time limit and to keep in abeyance all further proceedings against the petitioners, in Ext.P1 and P2 notices.

There will be a direction to the respondents to look into Ext.P3 and pass appropriate orders with notice to the petitioners, if not already done, within a period of four months from the date of production of a copy of this judgment. The interim order in C.M.P.No.11781/2003 will continue till such time.

The writ petition is disposed of as above.

(KURIAN JOSEPH, JUDGE)

ahg.

KURIAN JOSEPH, J.

O.P.NO.6731/2003

JUDGMENT

7th February, 2007